



Paper No. 11

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In re application of:)
Gerard K. Yeh, et al.)
Application No.: 09/263,114)
Filed: March 5, 1999)
For: METHOD AND APPARATUS FOR)
PROCESSING VIDEO AND)
GRAPHICS DATA TO CREATE)
A COMPOSITE OUTPUT IMAGE)
HAVING INDEPENDENT AND)
SEPARATE LAYERS OF VIDEO)
AND GRAPHICS)

DECISION ON PETITION

MAIL

FEB 12 2003

DIRECTOR OFFICE
TECHNOLOGY CENTER 2600

This is a decision on the Petition for Withdrawal of the Holding of Abandonment, filed June 19, 2002 for the above-identified application.

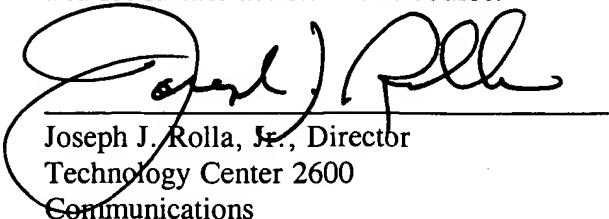
This application is held abandoned for failure to respond to the Restriction Requirement mailed June 6, 2001. A Notice of Abandonment was mailed April 9, 2002.

Petitioner asserts that the Restriction Requirement was received on April 1, 2002 without a mail date printed thereon. Petitioner indicates a telephone call was made to the examiner to inquire as to the mailing date of the Requirement and was at that time informed of the June 6, 2001 mailing date. A review of the record indicates that the Restriction Requirement allegedly mailed on June 6, 2001 does not have a mailing date thereon. The cover sheet of the Requirement does have a date of June 6, 2001 hand written thereon. A copy of the cover sheet was submitted with the petition and also bears the mailing date of June 6, 2001 hand written thereon. The copy of the Requirement submitted by the petitioner has a received date of April 1, 2002 stamped thereon by the receiving law firm.

Applicant has made adequate showing of late receipt of the Restriction Requirement allegedly mailed June 6, 2001.

The petition is **GRANTED**.

The holding of abandonment is withdrawn and the Notice of Abandonment vacated. It is noted that a response to the Restriction Requirement was filed on June 18, 2002. In view thereof, the Restriction Requirement will not be re-mailed. The response filed June 18, 2002 is considered timely. The application file will be forwarded to the Examiner for consideration of the response and for further action in due course.


Joseph J. Rolla, Jr., Director
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Communications